



VILLAGE OF PINECREST

Village Council Meeting

REGULAR MEETING MINUTES

TUESDAY, OCTOBER 13, 2015, 6:00 P.M.

PINECREST MUNICIPAL CENTER/COUNCIL CHAMBER
12645 PINECREST PARKWAY
PINECREST, FLORIDA

I. CALL TO ORDER/ROLL CALL OF MEMBERS: The meeting was called to order by the mayor at 6:00 p.m. Present were the following:

Councilmember Cheri Ball
Councilmember Doug Kraft
Councilmember James E. McDonald
Vice Mayor Bob Ross
Mayor Cindy Lerner

Assistant Village Manager Maria Menendez
Village Clerk Guido Inguanzo
Village Attorney Chad Friedman

II. PLEDGE OF ALLEGIANCE: Boy Scouts from Troop 457 led the Pledge of Allegiance.

III. CONSENT AGENDA: The following items were presented per the Council's consent agenda policy pursuant to Ordinance 2014-6:

- Minutes of September 8, 2015 (Regular)
- Minutes of September 21, 2015 (Special)
- A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, AWARDED 911 CALL ANSWERING SYSTEM TO INTRADO, LLC; PROVIDING FOR AN EFFECTIVE DATE. (2015-41)



Councilmember McDonald made a motion approving the consent agenda items. The motion was seconded by Vice Mayor Ross and adopted by a unanimous voice vote. The vote was as follows: Councilmembers Ball, Kraft, McDonald, Vice Mayor Ross, and Mayor Lerner voting Yes.

IV. AGENDA/ORDER OF BUSINESS: There were no changes to the agenda.

V. SPECIAL PRESENTATIONS: Kathy O'Leary Richards, of O'Leary Richards Design Associates, Inc., the Village's consultant, provided an update regarding plans for the *Kendall Drive Beautification Project*.

Anthony Garcia, of The Street Plans Collaborative, the Village's consultant, made a presentation regarding the *US 1 Bicycle and Pedestrian Mobility Study*. Vice Mayor Ross made a motion accepting the study. The motion was seconded by Councilmember Ball and adopted by unanimous consent.

VI. ORDINANCES: There were no ordinances considered by the Council.

VII. REPORTS AND RECOMMENDATIONS: The manager submitted the following communiqués to the Council:

- October 2015 Follow-up Report
- Monthly Department Reports
- Pinecrest People Mover Ridership Report
- August 2015 Fire Incidents Report

The clerk submitted the roster of members appointed to the following committees pursuant to Ordinance 2013-7:

- Community Center Advisory Committee (2015-2016)
- Transportation Advisory Committee (2015-2016)

The attorney discussed a settlement agreement with AK Media for signage at Pinecrest Gardens.

The attorney provided an updated regarding a request for lien mitigation, deferred from September 8, 2015, in connection with non-compliance of code enforcement matters and expired permits for the property located at 10600 Southwest 69 Avenue for fines, interest and penalties in the approximate amount of \$214,000. Milena Gonzalez, the property owner, and Nicole Florin, 300 Sevilla Avenue,

Coral Gables, representing the property owner, addressed the Council and proffered a settlement in the amount of \$80,000. The consensus was to accept a settlement of \$100,000.

The Council scheduled a dedication ceremony of the new *Pinecrest20* mural at the Pinecrest Municipal Center, commissioned as part of the commemoration of the Village's 20th anniversary in 2016, for November 10, 2015.

VII. RESOLUTIONS: The Council discussed the following resolution:

A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, WAIVING FEES FOR THE SMART RIDE EVENT TO BE HELD ON NOVEMBER 13-14, 2015; PROVIDING FOR AN EFFECTIVE DATE.

Councilmember McDonald made a motion adopting the resolution. The motion was seconded by Vice Mayor Ross. Resolution 2015-42 was adopted by a unanimous voice vote. The vote was as follows: Councilmembers Ball, Kraft, McDonald, Vice Mayor Ross, and Mayor Lerner voting Yes.

The Council discussed the following resolution:

A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, WAIVING FEES FOR POLICE SERVICES, PARK RENTAL FEES AND THE USE OF PINECREST PEOPLE MOVER VEHICLES FOR THE 2016 RELAY FOR LIFE TO BE HELD ON APRIL 2, 2016; PROVIDING FOR AN EFFECTIVE DATE.

Councilmember McDonald made a motion adopting the resolution. The motion was seconded by Vice Mayor Ross. Resolution 2015-43 was adopted by a unanimous voice vote. The vote was as follows: Councilmembers Ball, Kraft, McDonald, Vice Mayor Ross, and Mayor Lerner voting Yes.

The Council discussed the following resolution:

A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, WAIVING FEES FOR USE OF THE PINECREST COMMUNITY CENTER FOR A PALMETTO HIGH SCHOOL PANTHER BASKETBALL BOOSTER CLUB FUNDRAISER TO BE HELD ON OCTOBER 25, 2015; PROVIDING FOR AN EFFECTIVE DATE.

Councilmember McDonald made a motion adopting the resolution. The motion was seconded by Vice Mayor Ross. Resolution 2015-44 was adopted by a unanimous voice vote. The vote was as follows: Councilmembers Ball, Kraft, McDonald, Vice Mayor Ross, and Mayor Lerner voting Yes.

IX. PLANNING: The following proceedings were held by the Council pursuant to Chapter 2 (Article VI) of the Code of Ordinances:

All witnesses giving testimony were sworn-in by the clerk.

Hearing Number 2015-1013-1. The Most Revered Thomas G. Wenski, Archbishop of the Archdiocese of Miami, the applicant, requested approval of a modification to an approved development order to change permitted hours of construction at St. Louis Catholic Church and School and allow construction of the approved gymnasium to occur on Mondays through Fridays, from 7:00 a.m. to 6:00 p.m., and on Saturdays, from 9:00 a.m. to 2:00 p.m. for the property located at 7270 Southwest 120 Street.

Councilmembers made disclosures of ex parte communications.

The following representatives of the applicant addressed the Council: Laurie Jennings, 110 Merrick Way, Coral Gables; Father Paul Vuturo, 7270 Southwest 120 Street; and Alex Suarez, 10280 Southwest 124 Street, Miami.

Planning Director Stephen Olmsted gave an oral report, based on staff's memorandum of October 6, 2015, recommending denial of the request.

Vice Mayor Ross made a motion to not impose time limits on speakers. The motion was seconded by Councilmember Kraft and failed on a 2 – 3 voice vote. The vote was as follows: Councilmember Kraft and Vice Mayor Ross voting Yes; Councilmembers Ball, McDonald and Mayor Lerner voting No.

The mayor opened the public hearing. The following addressed the Council: Paul Flutie, 8314 Commerce Way, Miami Lakes; Rafael Alvarez, 12255 Southwest 73 Avenue; Jane Flack, 7225 Southwest 125 Street; John Dupeau, 12205 Southwest 73 Avenue; Anne Alvarez, 12255 Southwest 73 Avenue; Julie Kauffman, 8325 Southwest 131 Street; Anita Friedlander, 7925 Southwest 126 Terrace; Luciano Crippa, 12025 Southwest 71 Court; Jonathan Coto, 5930 Southwest 108 Place, Miami; Ed Lyden, 7105 Southwest 110 Terrace; Michael

Witkowski, 7545 Southwest 105 Terrace; Jorge Fernandez, 12001 Southwest 73 Avenue; Ruben Brooman, 12020 Southwest 95 Avenue, Miami; Lisa Hershal, 7915 Southwest 128 Street; Javier Riera, 13300 Old Cutler Road; Laura Munilla, 6030 Southwest 114 Street; Maria Gonzalez, 7360 Southwest 113 Street; Karen Grossman, 7261 Southwest 135 Terrace; Mary Prindle, 12240 Southwest 71 Court; Maria Chamorro, 12025 Southwest 71 Court; Ms. Montes, 16690 Southwest 73 Avenue; Carol Witkowski, 7545 Southwest 105 Terrace; Edgar Garcia, 235 East 41 Street, Hialeah; Kevin Kelleher, 7455 Southwest 124 Street; and David Prada, 9401 Biscayne Boulevard, Miami.

Vice Mayor Ross made a motion adopting staff's recommendation. The motion was seconded by Councilmember Ball and adopted by a 4 – 1 roll call vote. The vote was as follows: Councilmembers Ball, Kraft, Vice Mayor Ross, and Mayor Lerner voting Yes; Councilmember McDonald voting No.

Hearing Number 2015-1013-2. GREC Pinecrest LLC and Bindor Townhomes, Inc., the applicant, requested approval of a preliminary subdivision plat ("Villas at Pinecrest") for the combination of two parcels of property (Lots 1 and 2 of Block 1 of corrected plat of Flagler Grove Estates Section One) for the property located at 7520 Southwest 100 Street.

Melissa Tapanes Llahues, 200 South Biscayne Boulevard, Miami, representing the applicant, addressed the Council.

Planning Director Olmsted gave an oral report, based on staff's memorandum of October 6, 2015, recommending approval of the request subject to satisfactory resolution of the findings provided in the staff memorandum, subject to compliance with all requirements of the Land Development Regulations, subject to compliance with all requirements of Miami-Dade County prior to submittal of the final plat, and subject to zoning regulations in effect at present or in the future.

The mayor opened the public hearing. Harry Speizer, 10001 Southwest 70 Avenue, addressed the Council.

Councilmember McDonald made a motion adopting staff's recommendation. The motion was seconded by Councilmember Kraft and adopted by a unanimous roll call vote. The vote was as follows: Councilmembers Ball, Kraft, McDonald, Vice Mayor Ross, and Mayor Lerner voting Yes.

X. SCHEDULE OF FUTURE MEETINGS: The following schedule of future meetings was presented to the public:

- VILLAGE COUNCIL
TUESDAY, NOVEMBER 10, 2015, 6:00 P.M.

XI. ADJOURNMENT: The meeting was adjourned at 10:05 p.m.

Respectfully submitted:



Guido H. Inguanzo, Jr., CMC
Village Clerk

Approved by the Village Council
this 10th day of November, 2015:



Cindy Lerner
Mayor

IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THE VILLAGE COUNCIL WITH RESPECT TO ANY MATTER CONSIDERED AT A MEETING OR HEARING, THAT PERSON WILL NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED (FLORIDA STATUTES).